IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

Crl.Rev.Pet.No. 117 of 1999()

CRA.50/1998 of ADDL.SESSIONS COURT,-I, MAVELIKKARA
CC.75/1996 of JUDL.MAGISTRATE OF FIRST CLASS-II, CHENGANNUR

.....

REVN. PETITIONER: APPELLANT/ACCUSED

VIJAYAKUMARI
AGED 32 YEARS, W/O.RADHAKRISHNAN
OTTAPPUNNAYIL HOUSE, BADHANNOOR
CHENGANNUR.

BY ADV. SRI.P.VIJAYA BHANU
SRI.S.R.MANOJ

RESPONDENT: COMPLAINANT & STATE

STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 12/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRL.R.P.117/1999

ORDER ON CRL.M.P.NO.386/99 IN CRL.R.P.NO.117/99

DISMISSED

12.3.2007 SD/- K.R.UDAYABHANU, JUDGE

/TRUE COPY/

P.A. TO JUDGE

K.R.UDAYABHANU, J

CRL.R.P.No.117 of 1999

Dated this the 12th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 55A of the Abkari Act and sentenced to pay a fine of Rs.50,000/- and in default, to undergo simple imprisonment for three months. The incident was taken place on 30.12.1995. The allegation is that the accused/revision petitioner was transporting three litres of illicit arrack. Counsel for the revision petitioner has pleaded for leniency so far as the sentence is concerned. It is pointed out that the revision petitioner does not have any means to raise the fine amount. Revision petitioner is a lady. In the circumstances, sentence is modified to imprisonment till the rising of the court and to pay a fine of Rs.10,000/- and in default, to undergo simple imprisonment for two months.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl